

10/05/03  
17698 U.S. PTO

# UTILITY PATENT APPLICATION TRANSMITTAL

(New Nonprovisional Applications Under 37 CFR § 1.53(b))

Attorney Docket No.  
19730CBDA

22386 U.S. PTO  
10/678926

100503

## TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is the patent application of ( ) application identifier or (X) first named inventor, John W. Shiver, entitled SYNTHETIC HIV GAG GENES, for a(n):

- ( ) Original Patent Application.
- (X) Continuing Application (prior application not abandoned):  
( ) Continuation (X) Divisional ( ) Continuation-in-part (CIP)  
of prior application No: 09/974,702 Filed on: 10/9/2001.  
(X) A statement claiming priority under 35 USC §§ 119 and 120 has been added to the specification.

Enclosed (or indicated) are:

- (X) Specification; 39 Total Pages. (X) Drawing(s); 5 Total Sheets.  
(X) Oath or Declaration:  
( ) A Newly Executed Combined Declaration and Power of Attorney:  
( ) Signed. ( ) Unsigned. ( ) Partially Signed.  
(X) A Copy from a Prior Application for Continuation/Divisional (37 CFR § 1.63(d)).  
(X) Incorporation by Reference. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated herein by reference.  
( ) Signed Statement Deleting Inventor(s) Named in the Prior Application. (37 CFR § 163(d)(2)).  
(X) Power of Attorney. (X) Return Receipt Postcard.  
( ) Associate Power of Attorney. (X) A Check in the amount of \$ 770.00 for the Filing Fee.  
( ) Preliminary Amendment. ( ) Information Disclosure Statement and Form PTO-1449.  
( ) A Duplicate Copy of this Form for Processing Fee Against Deposit Account.  
( ) A Certified Copy of Priority Documents (if foreign priority is claimed).  
( ) Applicant claims small entity status.  
( ) Other: \_\_\_\_\_

CLAIMS AS FILED				
FOR	NO. FILED	NO. EXTRA	RATE	FEE
Total Claims	12	0	\$18.00	\$ 0.00
Independent Claims	1	0	\$86.00	\$ 0.00
Multiple Dependent Claims (if applicable)				\$0.00
Assignment Recording Fee				\$0.00
Basic Filing Fee				\$770.00
Total Filing Fee				\$ 770.00

Charge \$ \_\_\_\_\_ to Deposit Account \_\_\_\_\_ pursuant to 37 CFR § 1.25. At any time during the pendency of this application, please charge any fees required or credit any overpayment to this Deposit Account.

Respectfully submitted,

By: Joseph Fischer  
Joseph Fischer, Attorney of Record, Reg. No. 51210

Date: \_\_\_\_\_

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I hereby certify that this is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated below and is addressed to:

Commissioner for Patents  
MAIL STOP: Patent Application  
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Date of Deposit: October 5, 2003.